

**MINUTES OF THE COURT OF APPEAL  
STATE OF CALIFORNIA  
SECOND APPELLATE DISTRICT**

**September 27, 2001**

## DIVISION ONE

B133166 Heather S. (Not for Publication)  
v.  
Huntington Memorial Hospital

The judgment is reversed. Plaintiff is to recover costs on appeal.

Spencer, P.J.

We concur: Vogel (Miriam A.), J.  
Mallano, J.

B147960 People v. Servin (Not for Publication)

The judgment is modified to strike the parole revocation fine. The clerk of the court is directed to prepare an amended abstract of judgment accordingly and to forward the same to the Department of Corrections. As modified, the judgment is affirmed.

Spencer, P.J.

We concur: Ortega, J.  
Vogel (Miriam A.), J.

## DIVISION ONE (Continued)

[illegible]

The judgment is affirmed.

Spencer, P.J.

We concur: Vogel (Miriam A.), J.  
Mallano, J.

B141529 People (Not for Publication)  
v.  
Hall

The judgment is modified to stay imposition of the sentence on count 3, the forgery conviction, a consecutive term of eight months. The stay is to become permanent upon defendant's completion of the sentence imposed on count 2, the burglary conviction. The clerk of the court is directed to prepare an amended abstract of judgment reflecting the stay and crediting defendant with one additional day of presentence custody credit. As modified, the judgment is affirmed.

Spencer, P.J.

We concur: Ortega, J.  
Vogel (Miriam A.), J.

B149769 Elizabeth Moody (Not for Publication)  
v.  
Superior Court, Los Angeles County

The Court:

The order of contempt is annulled.

Spencer, P.J., Vogel (Miriam A.), J., Mallano, J.

DIVISION TWO

B141963     People  
              v.  
              Dandridge

Filed order modifying opinion. Petition for rehearing is denied. (No change in the judgment)

B144313     Donna Morton                    (Not for Publication)  
              v.  
              Kevin Morton

The judgment is affirmed. Respondent(s) to recover costs.

Todd, J.

We concur:    Boren, P.J.  
                  Nott, J.

B148316     People                                (Not for Publication)  
              v.  
              Jonnada

The judgment is affirmed.

Nott, Acting P.J.

We concur:    Cooper, J.  
                  Todd, J.

September 27, 2001-Continued

## DIVISION TWO (Continued)

B147548      Urban      (Not for Publication)  
v.  
Los Angeles County Metropolitan Transportation Authority

The judgment is affirmed.

Todd, J.

We concur:   Boren, P.J.  
                      Nott, J.

B144980      Hundley-Paul      (Not for Publication)  
v.  
Allred, Maroko & Goldberg

The judgment is affirmed.

Todd, J.

We concur:   Nott, Acting P.J.  
                      Cooper, J.

B138239      DML Properties Inc.      (Not for Publication)  
v.  
California Water Service Company

The judgment is affirmed. Respondent(s) to recover costs.

Todd, J.

We concur:   Nott, Acting P.J.  
                      Cooper, J.

DIVISION FOUR

[illegible]

For the foregoing reasons, the judgment is reversed.

Vogel (C.S.), P.J.

We concur: Epstein, J.  
Curry, J.

B148347 People (Not for Publication)  
v.  
Byrnes

The judgment is affirmed.

Curry, J.

We concur: Vogel (C.S.), P.J.  
Epstein, J.

B146657 People (Not for Publication)  
v.  
Perault

The judgment is affirmed.

Epstein, J.

We concur: Vogel (C.S.), P.J.  
Curry, J.

DIVISION FIVE

B144508 People v. Lua (Not for Publication)

The judgment is modified to impose and suspend a \$200 parole fine pursuant to section 1202.45 and affirmed in all other respects.

Armstrong, J.

We concur: Turner, P.J.  
Willhite, J. (Assigned)

B140335 People (Not for Publication)  
v.  
Shivers

The People's appeal is dismissed. The judgment of conviction is affirmed.

Armstrong, J.

I concur: Grignon, J.  
I dissent: Turner, P.J. (Opinion)

B146119 People (Not for Publication)  
v.  
Arturo L.

The order under Penal Code section 296 that appellant provide specimens of blood and saliva and fingerprint impressions is stricken. The judgment is in all respects affirmed.

Armstrong, J.

We concur: Grignon, Acting P.J.  
Willhite, J. (Assigned)

DIVISION FIVE (Continued)

B145289      Rita Palub et al.                      (Certified for Partial Publication)  
                         v.  
                         Hartford Underwriters Insurance Company et al.

The judgment is reversed as to Hartford and affirmed as to Williams. Each party to bear its own costs on appeal.

Armstrong, J.

We concur:    Turner, P.J.  
                         Willhite, J. (Assigned)

113698-01

The HONORABLE THOMAS LYLE WILHITE, JR., Judge of        the  
Los Angeles Superior Court, Los Angeles County, is hereby assigned to  
assist the Court of Appeal, Second Appellate District, Division Five, as a  
Justice thereof, on the following dates:

October 1, 2001 to November 1, 2001

and until completion and disposition of all causes and matters submitted  
pursuant to this assignment including, if necessary by reason of a vacancy  
or disqualification of a Court of Appeal justice, all petitions for rehearing  
arising out of such causes and matters.

This assignment does not extend to any matter in which the panel would be  
composed of two justices pro tempore.

Dated: September 25, 2001

Ronald M. George  
Chief Justice of California and  
Chairperson of the Judicial Council

DIVISION SIX

B145692 People (Certified for Publication)  
v.  
Mabini

The judgment is affirmed.

Yegan, Acting P.J.

We concur: Coffee, J.  
Perren, J.

B144390      Marriage      (Not for Publication)  
                 of  
                 Ferguson

The judgment is affirmed. Costs are awarded to respondent.

Gilbert, P.J.

We concur: Yegan, J.  
Perren, J.

[illegible]

The 25-years-to-life sentence for violating Vehicle Code section 20001, leaving the scene of an injury accident, is stayed pursuant to section 654. In all other respects, the judgment is affirmed.

Gilbert, P.J.

We concur: Yegan, J.  
Coffee, J.



DIVISION SIX (Continued)

B149811      The People                      (Not for Publication)  
                 v.  
                 Hoida

The judgment is affirmed.

Gilbert, P.J.

We concur:   Yegan, J.  
                 Coffee, J.

B149707      People                              (Not for Publication)  
                 v.  
                 Nowden

The judgment is affirmed.

Gilbert, P.J.

We concur:   Coffee, J.  
                 Perren, J.

B150020      People                              (Not for Publication)  
                 v.  
                 Madera

The judgment is affirmed.

Yegan, J.

We concur:   Gilbert, P.J.  
                 Perren, J.

DIVISION SEVEN

B146487     People  
              v.  
              Lee

Filed order denying petition for rehearing.